

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re:**

**TERRORIST ATTACKS ON  
SEPTEMBER 11, 2001**

**03-MDL-1570 (GBD)(SN)**

**SAUDI ARABIA  
NOTICE OF AMENDMENT**

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This document relates to: ASHTON V. KINGDOM OF SAUDI ARABIA,

No. 17-CV-2003(GBD)(SN).

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 1, as permitted and approved by the Court's Order of July 10, 2018, ECF No. 4045. Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individual(s) listed below (the "New Plaintiff(s)") as plaintiff(s) raising claims against the Kingdom of Saudi Arabia. The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand, as indicated below, of (a) the Consolidated Amended Complaint as to the Kingdom of Saudi Arabia, ECF No. 3463, or (b) the Complaint Against the Kingdom of Saudi Arabia, Ashton v. Kingdom of Saudi Arabia, No. 17-CV-2003 (GBD)(SN) (S.D.N.Y. Mar. 30, 2017), ECF No. 1, as well as all causes of action specified below. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint. This Notice of Amendment relates solely to the Kingdom of Saudi Arabia and does not apply to any other defendant.

Upon filing this Saudi Arabia Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as

specified below; all prior filings in connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

### CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference the following factual allegations, jurisdictional allegations, and jury trial demand in the following complaint [check only one complaint] and the following causes of action set forth in that complaint:

- ☐ **Consolidated Amended Complaint as to the Kingdom of Saudi Arabia, ECF No. 3463 (check all causes of action that apply)**
- ☐ COUNT I – Aiding and Abetting and Conspiring with Al Qaeda to Commit the September 11th Attacks upon the United States in violation of 18 U.S.C. § 2333(d) (JASTA).
- ☐ COUNT II – Aiding and Abetting and Conspiring with Al Qaeda to Commit the September 11th Attacks upon the United States in violation of 18 U.S.C. § 2333(a).
- ☐ COUNT III – Committing Acts of International Terrorism in violation of 18 U.S.C. § 2333.
- ☐ COUNT IV – Wrongful Death.
- ☐ COUNT VI – Alien Tort Claims Act.
- ☐ COUNT VII – Assault and Battery.
- ☐ COUNT VIII – Conspiracy.
- ☐ COUNT IX – Aiding and Abetting.
- ☐ COUNT X – Intentional Infliction of Emotional Distress.
- ☐ COUNT XII – Liability Pursuant to Restatement (Second) of Torts § 317 and Restatement (Third) of Agency § 7.05: Supervising Employees and Agents.
- ☐ COUNT XIII – Liability Pursuant to Restatement (Second) of Torts § 317 and Restatement (Third) of Agency § 7.05: Hiring, Selecting, and Retaining Employees and Agents.
- ☐ COUNT XIV – 18 U.S.C. § 1962(a)–(d) – CIVIL RICO.

☐ COUNT XV – Trespass.

☐ COUNT XVI – Violations of International Law.

☒ **Complaint Against the Kingdom of Saudi Arabia, Ashton v. Kingdom of Saudi Arabia, No. 17-CV-2003 (GBD)(SN) (S.D.N.Y. Mar. 30, 2017), ECF No. 1 (check all causes of action that apply)**

☒ First Cause of Action to Recover Wrongful Death Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

☒ First Cause of Action to Recover Personal Injury Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

☒ Second Cause of Action for Wrongful Death Damages Pursuant to State Tort Law

☒ Second Cause of Action for Personal Injury Damages Pursuant to State Tort Law

☒ Third Cause of Action for Wrongful Death Damages Pursuant to the Alien Tort Claims Act

☒ Third Cause of Action for Personal Injury Damages Pursuant to the Alien Tort Claims Act

**IDENTIFICATION OF NEW PLAINTIFFS**

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	<b>Plaintiff's Name (alphabetical by last name)</b>	<b>Plaintiff's State of Residency at filing (or death)</b>	<b>New Plaintiff's Citizenship/N ationality on 9/11/2001</b>	<b>9/11 Decedent's Name</b>	<b>New Plaintiff's Relationship to 9/11 Decedent</b>	<b>Paragraphs of Complaint Discussing 9/11 Decedent</b>
1	Allen, Joann	MI	USA	Lafuente, Juan	Personal Representative of the Estate of Jose Esteban Lafuente, deceased Sibling of 9/11 Decedent Juan Lafuente	N/A
2	Hansen, Cynthia	CA	USA	Lafuente, Juan	Child	N/A
3	Haynes, Ann R.	NY	USA	Haynes, William W.	Personal Representative of the Estate of Elizabeth W. Haynes, deceased Child of 9/11 Decedent William W. Haynes	N/A

	<b>Plaintiff's Name (alphabetical by last name)</b>	<b>Plaintiff's State of Residency at filing (or death)</b>	<b>New Plaintiff's Citizenship/N ationality on 9/11/2001</b>	<b>9/11 Decedent's Name</b>	<b>New Plaintiff's Relationship to 9/11 Decedent</b>	<b>Paragraphs of Complaint Discussing 9/11 Decedent</b>
4	Haynes, Barbara	NY	USA	Haynes, William W.	Parent	N/A
5	Haynes, II, William W.	NY	USA	Haynes, William W.	Child	N/A
6	Haynes, Thomas John	NY	USA	Haynes, William W.	Sibling	N/A
7	Haynes-Pepe, Katherine	CT	USA	Haynes, William W.	Sibling	N/A
8	Jacobsen, Ruth	VA	USA	Lafuente, Juan	Child	N/A
9	Kross, Catherine	NY	USA	Smith, Kevin J.	Personal Representative of the Estate of Harry Smith, deceased Parent of 9/11 Decedent Kevin J. Smith	N/A
10	Kross, Catherine	NY	USA	Smith, Kevin J.	Sibling	N/A
11	Lafuente, Miriam	NJ	USA	Lafuente, Juan	Personal Representative of the Estate of Patrick Tallon, deceased Sibling of 9/11 Decedent Juan Lafuente	N/A
12	Lenoir, Andrew R.	NY	USA	Lenoir, John Robinson	Child	N/A

	<b>Plaintiff's Name (alphabetical by last name)</b>	<b>Plaintiff's State of Residency at filing (or death)</b>	<b>New Plaintiff's Citizenship/N ationality on 9/11/2001</b>	<b>9/11 Decedent's Name</b>	<b>New Plaintiff's Relationship to 9/11 Decedent</b>	<b>Paragraphs of Complaint Discussing 9/11 Decedent</b>
13	Lenoir, Courtney A.	NY	USA	Lenoir, John Robinson	Child	N/A
14	Miller, Wayne	NY	USA	Miller, Jr., Henry A.	Sibling	N/A
15	Panicola, Marianne	DE	USA	Smith, Kevin J.	Sibling	N/A
16	Scochemaro, Nichole A.	NY	USA	Smith, Kevin J.	Stepchild	N/A
17	Smith Riggs, Jennifer M.	NC	USA	Smith, Kevin J.	Child	N/A
18	Smith, Brian K.	VA	USA	Smith, Kevin J.	Child	N/A
19	Smith, Jr., Terence M.	NY	USA	Haynes, William W.	Child	N/A
20	Tallon, Eileen	NY	USA	Tallon, Sean Patrick	Personal Representative of the Estate of Patrick Tallon, deceased Parent of 9/11 Decedent Sean Patrick Tallon	N/A
21	Tallon-Daros, Rosaleen	NY	USA	Tallon, Sean Patrick	Sibling	N/A
22	Testagrose, Janice	NY	USA	Miller, Jr., Henry A.	Sibling	N/A
23	Viola, Anthony J.	NY	USA	Smith, Kevin J.	Stepchild	N/A

	<b>Plaintiff's Name (alphabetical by last name)</b>	<b>Plaintiff's State of Residency at filing (or death)</b>	<b>New Plaintiff's Citizenship/N ationality on 9/11/2001</b>	<b>9/11 Decedent's Name</b>	<b>New Plaintiff's Relationship to 9/11 Decedent</b>	<b>Paragraphs of Complaint Discussing 9/11 Decedent</b>
24	Viola, Jr., Vincent	NY	USA	Smith, Kevin J.	Stepchild	N/A
25	Warnock, Corrine	NY	USA	Miller, Jr., Henry A.	Sibling	N/A

Dated: November 18, 2018

Respectfully submitted,

KREINDLER & KREINDLER LLP

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